

**§ 63.348**

**40 CFR Ch. I (7–1–07 Edition)**

(ii) If a different emission limitation applies, the applicable information required by paragraph (c)(1) of this section; and

(iii) The notification and reporting requirements of paragraphs (d), (e), (f), (g), and (h) of this section, which shall be submitted in accordance with the schedules identified in those paragraphs.

[60 FR 4963, Jan. 25, 1995, as amended at 61 FR 27787, June 3, 1996; 62 FR 4465, Jan. 30, 1997, 62 FR 42921, Aug. 11, 1997; 69 FR 42897, July 19, 2004]

**§ 63.348 Implementation and enforcement.**

(a) This subpart can be implemented and enforced by the U.S. EPA, or a delegated authority such as the applicable State, local, or Tribal agency. If the U.S. EPA Administrator has delegated authority to a State, local, or Tribal agency, then that agency, in addition to the U.S. EPA, has the authority to implement and enforce this subpart. Contact the applicable U.S. EPA Regional Office to find out if implementation and enforcement of this subpart is

delegated to a State, local, or Tribal agency.

(b) In delegating implementation and enforcement authority of this subpart to a State, local, or Tribal agency under subpart E of this part, the authorities contained in paragraph (c) of this section are retained by the Administrator of U.S. EPA and cannot be transferred to the State, local, or Tribal agency.

(c) The authorities that cannot be delegated to State, local, or Tribal agencies are as specified in paragraphs (c)(1) through (4) of this section.

(1) Approval of alternatives to the requirements in §§ 63.340, 63.342(a) through (e) and (g), and 63.343(a).

(2) Approval of major alternatives to test methods under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart.

(3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart.

(4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

[68 FR 37347, June 23, 2003]

**TABLE 1 TO SUBPART N OF PART 63—GENERAL PROVISIONS APPLICABILITY TO SUBPART N**

General provisions reference	Applies to subpart N	Comment
63.1(a)(1) .....	Yes .....	Additional terms defined in § 63.341; when overlap between subparts A and N occurs, subpart N takes precedence.
63.1(a)(2) .....	Yes	
63.1(a)(3) .....	Yes	
63.1(a)(4) .....	Yes .....	
63.1(a)(6) .....	Yes	Subpart N clarifies the applicability of each paragraph in subpart A to sources subject to subpart N.
63.1(a)(7) .....	Yes	
63.1(a)(8) .....	Yes	
63.1(a)(10) .....	Yes	
63.1(a)(11) .....	Yes .....	§ 63.347(a) of subpart N also allows report submissions via fax and on electronic media.
63.1(a)(12)–(14) .....	Yes	
63.1(b)(1) .....	No .....	§ 63.340 of subpart N specifies applicability.
63.1(b)(2) .....	Yes	
63.1(b)(3) .....	No .....	
63.1(c)(1) .....	Yes .....	Subpart N clarifies the applicability of each paragraph in subpart A to sources subject to subpart N.
63.1(c)(2) .....	Yes .....	
63.1(c)(4) .....	Yes	§ 63.340(e) of Subpart N exempts area sources from the obligation to obtain Title V operating permits.
63.1(c)(5) .....	No .....	
63.1(e) .....	Yes	Subpart N clarifies that an area source that becomes a major source is subject to the requirements for major sources.
63.2 .....	Yes .....	
		Additional terms defined in § 63.341; when overlap between subparts A and N occurs, subpart N takes precedence.